

RE-ORGANIZATION MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
JANUARY 1, 2007

The Re-organization Meeting of the Borough Council of the Borough of Rumson was held at Bingham Hall on January 1, 2007 and was called to order by Mayor John E. Ekdahl at 12:00 noon.

Pledge of Allegiance.

Father Michael Manning delivered the Invocation.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Broderick, Hemphill, Kammerer, Rubin and Shanley.

Absent: None.

Borough Attorney Martin M. Barger was present.

Borough Engineer C. Bernard Blum, Jr. was present.

Municipal Clerk/Administrator Thomas S. Rogers was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a 48 hour notice of this meeting to the *Asbury Park Press* and the *Two River Times*.

ROLL CALL (OLD COUNCIL):

Present: Councilwoman DeVoe and Councilmen Broderick, Hemphill, Kammerer, Rubin and Shanley.

Absent: None.

CERTIFICATES OF ELECTION:

The Municipal Clerk read a statement of the results of an election held in the Borough of Rumson on the 7th day of November, in the year two thousand and six to elect Municipal Officials for said Rumson Borough made by the Board of County Canvassers of Monmouth County.

Names of persons voted for and

Offices designated for each:

Number of votes given each:

BOROUGH COUNCIL (FULL-TERM)

MARK E. RUBIN (R) 1,842

FRANK E. SHANLEY (R) 1,901

BOROUGH COUNCIL (UN-EXPIRED TERM)

JOSEPH K. HEMPHILL (R) 1,897

WRITE-IN VOTES FOR BOROUGH COUNCIL

None.

On motion by Councilwoman DeVoe, seconded by Councilman Kammerer the Certificate of Elections was ordered accepted on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

Mayor Ekdahl administered the oath of office to Councilmen Mark E. Rubin, Frank E. Shanley and Joseph K. Hemphill.

Mayor Ekdahl congratulated the re-elected members of the Borough Council.

ROLL CALL (NEW COUNCIL):

Present: Councilwoman DeVoe, Councilmen Broderick, Hemphill, Kammerer, Rubin and Shanley.

Absent: None.

CERTIFICATION OF ELECTION:

Councilwoman DeVoe moved that the Certificates of Election be filed. Motion seconded by Councilman Kammerer on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

ELECTION OF PRESIDENT OF COUNCIL:

Councilman Broderick moved to proceed to the election of a President of the Council and nominated Robert Kammerer as President of the Council. Motion seconded by Councilman Shanley. All in favor.

There being no further nominations, Councilman Kammerer was elected President of the Council on the following roll call vote:

In the affirmative: Broderick, Hemphill, DeVoe, Rubin and Shanley.

In the negative: None.

Abstain: Kammerer.

Absent: None.

LETTER NAMING APPOINTEES:

The Municipal Clerk read the Mayor's letter Naming Appointees.

To the Honorable Council of the
Borough of Rumson, New Jersey

Dear Members of the Council:

Pursuant to the provisions of the law governing such matters, I hereby respectfully nominate and appoint, subject to your approval, and confirmation, the following officers to serve during the fiscal year unless otherwise stated:

Thomas S. Rogers	As Borough Administrator;
Jane F. Hartman	As Deputy Municipal Clerk/Administrative Secretary
Helen L. Graves	As Deputy Tax Collector/Purchasing Officer;
Melissa E. Gonzalez	As Assistant to CFO/Payroll Clerk;
Loretta Chebookjian	As Clerical Assistant;
Mark T. Wellner	As Superintendent of Public Works;
Frederick G. Shea	As Superintendent of Wastewater Management/Assistant Code Enforcement Officer/Stormwater Management Officer;
Richard G. Petrucelli	As Department of Public Works Foreman;
Donald York	As Senior Borough Mechanic;

Timothy Leonard	As Lead Man;
Christopher Davidson	As Lead Man;
James Mellish	As Recycling Coordinator/Clean Communities Coordinator;
Edward Hryczyk	As Electrical Inspector/Electrical Subcode Official/Assistant Building Inspector—Part-Time;
Dennis Peras	As Electrical Inspector/Electrical Subcode Official—Part-Time;
Philip Payne	As Fire Protection Subcode Official/Fire Official—Part-Time;
Herbert Moore	As Plumbing Inspector/Plumbing Subcode Official—Part-Time;
Frederick J. André	As Zoning Officer/Clerk of the Zoning Board of Adjustment/Planning Board Secretary/Tree Ordinance Official/Code Enforcement Officer;
Paul E. Reinhold, Jr.	As Construction Official/Building Inspector/Building Subcode Official;
Lynda Doyle	As Technical Assistant – Building Department;
John R. Hird	As Recreation Director/Supervisor of Parks and Recreation/Alternate Community Development Representative;
Ann B. White	As Alternate #1, Class IV Member of the Planning Board—2-Year Term;
Frank G. Hewitt	As Alternate #2, Class IV Member of the Planning Board—2-Year Term;
Mark E. Rubin (Councilman)	As Class III Member of the Planning Board—1-Year Term;
Christopher York	As Class II Member of the Planning Board—1-Year Term;

Frank Shanley (Councilman)	As Class III Mayoral Substitute Member of the Planning Board—1-Year Term;
Frederick C. Kniesler, Jr.	As Member of the Zoning Board of Adjustment— 4-Year Term;
David J. Murphy	As Member of the Zoning Board of Adjustment— 4-Year Term;
Jayne McCarthy	As Alternate #1 Member of the Zoning Board of Adjustment—2-Year Term;
Danette Alderoty	As Associate Member, Alternate #3 of the Recreation Commission—4-Year Term;
David Allan	As Member of the Shade Tree Commission—5-Year Term;
Frank E. Shanley (Councilman)	As Director of the Rumson Endowment Fund, Inc.— 3-Year Term;
Edward J. Moran	As Director of the Rumson Endowment Fund, Inc.— 3-Year Term;
George H. Moss, Jr.	As Borough Historian.

Respectfully submitted,

John E. Ekdahl, Mayor

Councilman Kammerer moved that the Council, in acting upon the appointments submitted by the Mayor, concur in confirmation of all. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPOINT THE BOROUGH PROFESSIONALS:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, there exists a need for the services for the following professionals for the Borough of Rumson as authorized by R.S.40:87-15:

Municipal Attorney, Municipal Engineer, Bond Counsel, Special Counsel, Municipal Auditor, Municipal Prosecutor, Municipal Public Defender and Municipal Alternate Prosecutor; and

WHEREAS, there exists a need for the annual audit for the calendar year 2006 as required by R.S.40A:5-4; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, R.S.40A:11-1, et. seq., requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be published no more than ten (10) days following the adoption thereof:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed, in behalf of the Borough, to:
 - a. retain the Law Firm of Reusille, Mausner, Carotenuto, Barger, Kenny & Steel, L.L.C., to perform the services of Municipal Attorney for the year 2007, pursuant to R.S.40:87-15; and
 - b. enter into an agreement with C. Bernard Blum, Jr., a professional engineer of the State of New Jersey, of the firm T & M Associates, or in his absence Bonnie Heard of the same firm, to perform the services of Municipal Engineer for the year 2007 and do hereby appoint C. Bernard Blum, Jr. to that office, pursuant to R.S.40:87-15; and
 - c. enter into an agreement with the Consulting Engineering Firm of Leon S. Avakian, Inc., a professional engineering firm of the State of New Jersey, to perform the services of Special Projects Engineer, Consultant and Project Manager for the year 2007, pursuant to R.S.40:87-15; and
 - d. retain the Law Firm of McCarter & English, Attorneys at Law of the State of New Jersey, to perform the services of Bond Counsel and said law firm is hereby appointed to that position for the year 2007, pursuant to R.S.40:87-15; and
 - e. retain the Law Firm of Jeffrey R. Surenian and Associates, LLC., an Attorney at Law of the State of New Jersey, to perform the services of Special Counsel and said Attorney is hereby appointed to that position for the year 2007, pursuant to R.S.40:87-15; and
 - f. execute an agreement with Hutchins, Farrell, Meyer & Allison of Freehold, N.J. to perform the Borough's 2006 Annual Audit in accordance with N.J.S.A.40A:5-4 and said firm is appointed to perform that and all other accounting services necessary; and
 - g. retain Michael Halfacre, Esq., an Attorney at Law of the State of New Jersey, to perform the services of Municipal Prosecutor for the year 2007, pursuant to R.S.40:87-15; and

- h. retain Henry F. Wolffe, III, Esq., an Attorney at Law of the State of New Jersey, to perform the services of Municipal Public Defender for the year 2007, pursuant to R.S.40:87-15; and
 - i. retain James Ronan, Esq., an Attorney at Law of the State of New Jersey, to perform the services of Alternate Municipal Prosecutor for the year 2007, pursuant to R.S.40:87-15.
2. Said Municipal Attorney, Municipal Engineer, Special Projects Engineer, Bond Counsel, Special Counsel, Municipal Auditor, Municipal Prosecutor, Municipal Public Defender and Alternate Municipal Prosecutor are retained and appointed to the above offices and said Auditor is awarded a contract pursuant to R.S.40:87-15 without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because the service rendered or performed is to be done by a person authorized by law to practice a recognized profession and whose profession and practice is regulated by law and bids are not required per R.S.40A:5-11.
3. A copy of this resolution shall be published in the *Asbury Park Press* or *Two River Times* as required by law within ten (10) days of its passage.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO FIX THE TIME AND PLACE OF THE REGULAR MEETINGS OF THE BOROUGH COUNCIL:

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED by the Borough Council of the Borough of Rumson that the time and place for the regular meetings of the Borough Council in the year 2007 be and the same are hereby fixed as the first and third Thursday of each month at the hour of 7:30 o'clock p.m., at the Charles S. Callman Courtroom/Council Chamber of Memorial Borough Hall, East River Road, Rumson, N.J. In addition, brief work sessions of the Council will be held after each regular meeting.

BE IT FURTHER RESOLVED that work sessions of the Borough Council be held on the second, fourth and fifth Thursdays of each month at 4:30 p.m., when needed, at the Council Chamber of Memorial Borough Hall; and

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby authorized and directed to publish notice thereof in the *Asbury Park Press* and the *Two River Times* for one publication.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rumson that the following shall be the order of business to be observed in conducting the Borough meetings during the current year:

1. – Roll Call.
2. – Approval of Minutes of Last Meeting.
3. – Communications.
4. – Reports of Committees.
5. – Unfinished Business.
6. – New Business.
7. – Consideration of Bills and Claims.
8. – Adjournment.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

LETTER TO NAME STANDING COMMITTEES:

To the Honorable Council of the Borough
of Rumson, New Jersey

Dear Members of the Council:

I take this means of naming the following Standing Committees of the Council, which I trust will meet your approval and sanction:

First Name—Chairman

Second Name—Vice-Chairman

Finance/Administration

Broderick, Shanley, Hemphill

Police/Fire/EMS

Kammerer, Ekdahl, Broderick

Public Works/Utilities

Shanley, Rubin, DeVoe

Public Buildings/Construction/Zoning/Engineering

Hemphill, Kammerer, Ekdahl

Public Parks/Recreation/Information

DeVoe, Shanley, Hemphill

Respectfully submitted,

John E. Ekdahl
Mayor

Councilman Kammerer moved that the Council concur in the Mayor's appointments of Committees. Motion seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO NAME THE DEPOSITORIES FOR BOROUGH FUNDS:

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Wachovia Bank, N.A.; Bank of America; PNC Bank, National Association; Commerce Bank, Shore N.A.; Rumson-Fair Haven Bank & Trust Co. and Two River Community Bank be and are hereby designated as depositories for Borough funds; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO DESIGNATE SIGNATURE AUTHORIZATION:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that until otherwise changed all checks, warrants, notes and other financial papers be signed by the Mayor, John E. Ekdahl, or in his absence or disability by the President of the Council, Robert Kammerer, or in the absence or disability of both by Shaun Broderick, countersigned by Helen L. Graves, Chief Financial Officer or in her absence Melissa E. Gonzalez, Tax Collector, and countersigned by the Municipal Clerk, Thomas S. Rogers, or in his absence, Jane F. Hartman, Deputy Municipal Clerk.

BE IT FURTHER RESOLVED that certified copies of this resolution be forthwith transmitted by the Municipal Clerk to the banking institutions with whom the Borough does its business.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

**MOTION TO REFER TEMPORARY BUDGET TO FINANCE COMMITTEE AND
MAYOR:**

Councilman Broderick moved that the matter of submitting a Tentative Budget of Appropriations for the 2007 be referred to the Finance Committee and the Mayor in order that same may be prepared for consideration.

Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO ADOPT THE TEMPORARY BUDGET:

BOROUGH OF RUMSON
COUNTY OF MONMOUTH
STATE OF NEW JERSEY

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, N.J.S.40A:4-19 provides that where any contracts, commitments or payments are to be made prior to the final adoption of the 2007 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of 2006; and

WHEREAS, 26.25% of the total appropriations in the 2006 budget, exclusive of any appropriations made for debt service, capital improvement fund and public assistance in said 2006 budget, is the sum of \$2,921,896.50;

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records:

GENERAL APPROPRIATIONS:

(A) Operations

1. General Government

ADMINISTRATIVE and EXECUTIVE

Salaries and Wages	\$ 38,914.26
Other Expenses	\$ 10,000.00

MAYOR and COUNCIL

Newsletter – Salaries and Wages	\$ 650.00
Newsletter – Other Expenses	\$ 3,000.00

MUNICIPAL CLERK

Salaries and Wages	\$ 22,049.00
Other Expenses	\$ 3,750.00
Elections	\$ 10.00

FINANCIAL ADMINISTRATION (TREASURY)

Salaries and Wages	\$ 26,193.75
Other Expenses	\$ 10,000.00

AUDIT SERVICES

Other Expenses	\$ 1,000.00
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REVENUE ADMINISTRATION (TAX COLLECTION)

Salaries and Wages	\$ 13,253.00
Other Expenses	\$ 5,000.00

TAX ASSESSMENT

Salaries and Wages	\$ 9,897.00
Other Expenses	\$ 6,000.00

RECORDS RETENTION AND DISPOSAL

Other Expenses	\$ 500.00
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LEGAL

Other Expenses	\$ 30,000.00
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ENGINEERING

Other Expenses	\$ 15,000.00
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2. Land Use Administration

PLANNING BOARD

Salaries and Wages	\$ 3,554.00
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Other Expenses	\$ 3,000.00
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ZONING BOARD OF ADJUSTMENT

Salaries and Wages	\$ 3,554.00
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Other Expenses	\$ 4,000.00
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ZONING OFFICER

Salaries and Wages	\$ 9,517.00
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3. Code Enforcement and Administration

CODE ENFORCEMENT

Salaries and Wages	\$ 2,653.00
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PLUMBING INSPECTOR

Salaries and Wages	\$ 5,000.00
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ELECTRICAL INSPECTION

Salaries and Wages	\$ 5,977.00
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FIRE PROTECTION OFFICIAL

Salaries and Wages	\$ 2,083.50
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FIRE SUB-CODE OFFICIAL

Salaries and Wages	\$ 1,730.00
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CONSTRUCTION CODE OFFICIAL

Salaries and Wages	\$ 38,850.00
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Other Expenses	\$ 2,000.00
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4. Public Safety

POLICE DEPARTMENT

Salaries and Wages	\$ 400,000.00
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Other Expenses	\$ 40,000.00
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Purchase of Police Vehicles	\$ 45,000.00
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POLICE DISPATCH /911

Salaries and Wages	\$ 40,000.00
911 Annual Contract	\$ 1,000.00
AID TO FIRST AID ORGANIZATION	
Other Expenses	\$ 3,000.00
FIRE DEPARTMENT	
Salaries and Wages	\$ 2,332.00
Other Expenses	\$ 3,000.00
Equipment	\$ 2,000.00
MUNICIPAL PROSECUTOR	
Salaries and Wages	\$ 3,183.00
Other Expenses	\$ 100.00
5. Public Works	
STREETS and ROADS MAINTENANCE	
Salaries and Wages	\$ 275,000.00
Other Expenses	\$ 20,000.00
SEWER SYSTEM	
Salaries and Wages	\$ 37,000.00
Other Expenses	\$ 15,000.00
SHADE TREE COMMISSION	
Other Expenses	\$ 10,000.00
SOLID WASTE COLLECTION	
Salaries and Wages	\$ 87,500.00
Other Expenses	\$ 2,000.00
RECYCLING	
Salaries and Wages	\$ 30,000.00
Other Expenses	\$ 750.00
BUILDINGS AND GROUNDS	
Salaries and Wages	\$ 8,750.00
Other Expenses	\$ 3,000.00
Parking Lot Lease	\$ 1,000.00
MAINTENANCE OF POLICE HEADQUARTERS	
Other Expenses	\$ 1,000.00
VEHICLE MAINTENANCE	
Other Expenses	\$ 20,000.00

6. Health and Human Services	
BOARD OF HEALTH	
Contracted Services	\$ 11,750.00
Salaries and Wages	\$ 1,545.00
Other Expenses	\$ 200.00
Hepatitis B Vaccine Costs	\$ 25.00
Visiting Nurse Services – Contractual	\$ 25.00
ENVIRONMENTAL	
Other Expenses	\$ 25.00
ANIMAL CONTROL SERVICES	
Salaries and Wages	\$ 3,000.00
Other Expenses	\$ 25.00
7. Parks and Recreation	
RECREATION SERVICES AND PROGRAMS	
Salaries and Wages	\$ 20,000.00
Other Expenses	\$ 25.00
COMMUNITY CENTER	
Salaries and Wages	\$ 900.00
Other Expenses	\$ 1,000.00
SENIOR CITIZENS TRANSPORTATION	
Other Expenses	\$ 500.00
MAINTENANCE OF PARKS	
Other Expenses	\$ 10,000.00
8. MUNICIPAL COURT	
Salaries and Wages	\$ 17,000.00
Other Expenses	\$ 4,000.00
9. PUBLIC DEFENDER	
Salaries and Wages	\$ 583.50
10. Utility and Bulk Purchases	
STREET LIGHTING	\$ 13,750.00
FIRE HYDRANTS	\$ 22,500.00
TELEPHONE	\$ 5,000.00
ELECTRICITY	\$ 16,250.00
GAS (NATURAL OR PROPANE)	\$ 5,000.00
WATER	\$ 3,000.00
GASOLINE	\$ 30,000.00
LANDFILL/SOLID WASTE DISPOSAL	\$ 130,000.00

CONTINGENT	\$ 100.00
Statutory Expenditures:	
P.E.R.S.	\$ 3,407.00
SOCIAL SECURITY	\$ 65,000.00
INSURANCE	
General Liability	\$ 150,000.00
Employee Group Health	\$ 315,000.00
Surety Bonds	\$ 2,000.00
SEWER AUTHORITY SHARE OF COSTS	\$ 400,250.00
Homeland Security	
OEM	
Other Expenses	\$ 1,500.00
UNIFORM FIRE SAFETY	\$ 25.00
Pension Contributions	
Police and Firemen's Retirement System	\$ 201,415.00
Public Employees' Retirement System	\$ 95,164.00
	<u>\$ 2,857,715.01</u>
	SUBTOTAL
CAPITAL IMPROVEMENT FUND	\$ 100,000.00
PRINCIPAL ON BONDS	\$1,000,000.00
PRINCIPAL ON NOTES	\$ 0.00
INTEREST ON BONDS	\$ 360,000.00
INTEREST ON NOTES	\$ 34,000.00
GREEN TRUST	\$ 1.00
	<u>\$ 4,351,716.01</u>
	TOTAL

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

MOTION TO AUTHORIZE THE ANNUAL BOROUGH AUDIT:

Councilman Broderick moved that the Finance Committee be authorized to have the books of accounts of several departments of the Borough Government audited and stated pursuant to the law

governing such matters. Motion seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION SETTING FORTH THE TAX INTEREST RATE:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, N.J.S.A. 54:4-67 has been AMENDED TO PERMIT THE RISING OF SAID RATE OF 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes becoming delinquent after due date and 18% per annum on any amount of taxes in excess of \$1,500.00 becoming delinquent after due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of 6% shall be charged against the delinquency.
2. Effective January 1, 2007, there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.
3. Any payments not made in accordance with paragraph two of this resolution shall be charged interest from the due date as set forth in paragraph one of this resolution.

A certified copy of this resolution shall be provided by the Municipal Clerk to the Tax Collector, the Borough Attorney and the Borough Auditor for the Borough of Rumson.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO HOLD A TAX SALE OF DELINQUENT TAXES AND TO CHARGE FEES INCURRED IN TAX SALE NOTICE:

Councilman Rubin offered the following resolution and moved its adoption:

**RESOLUTION TO AUTHORIZE THE TAX COLLECTOR TO
HOLD A TAX SALE OF DELINQUENT TAXES AND TO
CHARGE FEES INCURRED IN TAX SALE NOTICE**

WHEREAS, pursuant to the provision of R.S. 54:5-9 et seq., the Tax Collector is allowed to conduct a Tax Sale for the purpose of enforcing the collection of delinquent taxes in the Borough against which such delinquent taxes are in arrears for the prior fiscal year, in the manner and form prescribed in said Statute, on or before the 31st day of December 2007; and

WHEREAS, the Tax Collector has scheduled a Tax Sale on November 30, 2007, for unpaid municipal liens; and

WHEREAS, N.J.S.A. 54:5-26 provides for direct mailing of the Tax Sale Notice in lieu of up to two legal advertisements, not exceeding a cost of \$25.00 for each mailing; and

WHEREAS, the Tax Collector recommends two direct mailings so that the cost of the Tax Sale process is borne by the delinquent property owners.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson, that pursuant to the provision of R.S. 54:5-9 et seq., the Tax Collector be authorized and directed to conduct a Tax Sale in the manner and form prescribed in said Statute on or before the 31st day of December 2007 for the purpose of enforcing the collection of delinquent taxes in the Borough against which such delinquent taxes are in arrears as of December 31, 2006; and

BE IT FURTHER RESOLVED that the Tax Collector is authorized to send two direct mailings and collect a charge of \$25.00 each in compliance with N.J.S.A. 54:5-26; and

BE IT FURTHER RESOLVED that the Tax Collector be and hereby is authorized to include in said sale any and all unpaid sewer taxes as of December 31, 2006; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Tax Collector.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO SET FORTH PHOTOCOPY FEES:

Councilman Kammerer offered the following resolution and moved its adoption:

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby sets the fees for copies requested under the State Open Public Records Act for 2007 as follows:

<u>Fees</u>		
Pages 1 through 10	=	\$0.75 each
Pages 11 through 20	=	\$0.50 each
Pages 21 and over	=	\$0.25 each

<u>Police Accident Reports Via Mail</u>		
Pages 1 through 3	=	\$5.00 total
Pages 4 and over	=	\$1.00 each

Delivery
Delivery/postal fees additional depending
upon delivery service.

BE IT FURTHER RESOLVED that the aforementioned fees are effective January 1, 2007 and in conformance with State requirements.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO AUTHORIZE PRE-PAYMENT OF CERTAIN BILLS AND CLAIMS:

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION TO AUTHORIZE PRE-PAYMENT OF CERTAIN BILLS

WHEREAS, the Borough of Rumson has budgeted funds for payment of utilities, payroll, debt service, governmental fees, insurance, and for the printing and mailing costs of the Borough; and

WHEREAS, the payment of these items frequently arrives out of time for placement on the next available list of bills and claims, thereby inadvertently placing these bills and mailings in arrears because of the schedule of meetings; and

WHEREAS, the Borough's Chief Financial Officer, Helen L. Graves, has advised that the Governing Body may provide for the pre-payment of these items, so that they may be paid in a timely manner;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Rumson that the Chief Financial Officer be and is hereby authorized to make pre-payment of the following fixed items prior to the same appearing on the next meeting's list of bills and claims:

1. Utilities (electric, gas, water, and telephone).
2. Payroll
3. Debt service as evidenced by pre-existing bonds and notes.
4. Health, dental and other insurance premiums.
5. Federal, state and county fees.
6. Postage for tax bills, newsletter, and other Borough mailings.
7. School taxes.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO AUTHORIZE PRE-PAYMENT OF TAX APPEAL REFUNDS:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE TAX COLLECTOR AND CHIEF FINANCIAL OFFICER TO PROCESS TAX APPEAL REFUNDS

WHEREAS, throughout the year the Borough Tax Collector receives tax appeal judgments from the Monmouth County Board of Taxation and the Tax Court of New Jersey; and

WHEREAS, some of the judgments stipulate interest is waived; and

WHEREAS, the Borough must pay 5% annual interest from the date of overpayment when interest is not waived; and

WHEREAS, waiting to adopt a resolution for each refund at regular scheduled council meetings increases the amount of interest paid by the Borough;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Rumson that in order to reduce the interest paid by the Borough the Borough Tax Collector and Chief Financial Officer are hereby authorized to process tax overpayments due to tax appeal judgments when interest is not waived.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION ESTABLISHING PETTY CASH FUND:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED that the following funds be established:

\$100.00 Administrative and Executive Petty Cash Account

\$100.00 Police Department Petty Cash Account.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

CONSENT AGENDA:

RESOLUTION DESIGNATING TWO OFFICIAL NEWSPAPERS FOR BOROUGH USE:

RESOLUTION

WHEREAS, Section 3d of the Open Public Meetings act, Chapter 231, P.L. 1975 requires that certain notices of meetings be submitted to two (2) newspapers, one of which shall be the official newspaper; and

WHEREAS, the second newspaper designated by this body must be one which has the greatest likelihood of informing the public within the jurisdictional boundaries of this body of such meeting.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Rumson, County of Monmouth, State of New Jersey, as follows:

1. The *Asbury Park Press* of Asbury Park, N.J. (#1) and the *Two River Times* of Red Bank, N.J. (#2) are hereby designated to receive all notices of meetings as required under the Open Public Meetings Act.
2. It is the opinion of this body that the *Asbury Park Press*, and the *Two River Times* have the greatest likelihood of informing the public within the jurisdictional area of this body of such meetings.
3. This resolution shall take effect immediately.

RESOLUTION APPOINTING HELEN L. GRAVES AS CHIEF FINANCIAL OFFICER FOR A 4-YEAR TERM:

RESOLUTION

BE IT RESOLVED that the Helen L. Graves is hereby appointed as Borough Chief Financial Officer to a four-year term effective January 1, 2007 through December 31, 2010;

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer and Borough Auditor.

RESOLUTION APPOINTING CAROL ANN DICE AS COURT ADMINISTRATOR FOR A 1-YEAR TERM:

RESOLUTION TO APPOINT MUNICIPAL COURT ADMINISTRATOR

WHEREAS, the Municipal Court requires the position of Municipal Court Administrator; and

WHEREAS, Carol Ann Dice, whose one-year term as Municipal Court Administrator expired as of December 31, 2006;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Rumson that Carol Ann Dice be appointed to a one-year term as Municipal Court Administrator effective January 1, 2007 through December 31, 2007.

RESOLUTION APPOINTING COMMUNITY DEVELOPMENT REPRESENTATIVE AND ALTERNATE:

BE IT RESOLVED that Thomas S. Rogers, Municipal Clerk/Administrator, is hereby appointed as Borough Community Development Representative for the Monmouth County Community Development Program and John R. Hird, Supervisor of Parks and Recreation, as the Alternate Community Development Representative for the Borough of Rumson for 2006.

RESOLUTION APPOINTING REPRESENTATIVE FOR AMERICANS WITH DISABILITIES, AFFIRMATIVE ACTION AND JOINT INSURANCE FUND:

RESOLUTION

BE IT RESOLVED that Thomas S. Rogers, Municipal Clerk/Administrator, is hereby appointed as Affirmative Action Officer, Borough representative for the Americans with Disabilities Act (ADA) and Borough representative to the Monmouth County Joint Insurance Fund and Municipal Excess Liability Fund for the Borough of Rumson for 2007.

RESOLUTION TO APPOINT ASSESSMENT SEARCH OFFICER:

RESOLUTION

WHEREAS, N.J.S.A. 54:5-18.1 requires the Governing Body to provide, by resolution, for the making of official certificates of searches as to municipal improvements authorized by ordinance of the municipality, but not assessed, affecting any parcel or tract of land in said municipality in that a future assessment will be made thereon pursuant to such ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey, hereby authorize and appoint Thomas S. Rogers to serve in the position of Assessment Search Officer, or in his absence Jane F. Hartman, providing the necessary documentation and certification as per N.J.S.A. 54:5-18.1, until such time a resolution stating otherwise is adopted.

BE IT FINALLY RESOLVED that a certified copy of this resolution be forwarded to the Assessment Search Officer.

RESOLUTION TO APPOINT TAX SEARCH OFFICER:

RESOLUTION

WHEREAS, N.J.S.A. 54:5-11 requires the Governing Body to designate, by resolution, a bonded official of the municipality to make examinations of its records as to unpaid municipal liens and to certify the result thereof.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey, hereby appoint Melissa E. Gonzalez to the position of Tax Search Officer and Helen L. Graves to the position of Deputy Tax Search Officer until such time a resolution stating otherwise is adopted.

BE IT FINALLY RESOLVED that a certified copy of this resolution be forwarded to the Tax Search Officer.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

**RESOLUTION APPROVING COMMERCE NATIONAL RISK CONTROL SERVICES
RANDOM ALCOHOL AND DRUG TESTING AGREEMENT:**

RESOLUTION

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the Borough's 2007 contract for professional services with Commerce National Risk Control Services of Mt. Laurel, N.J. to coordinate the mandatory random alcohol and drug testing services for all Borough employees with a Commercial Driver's License; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be authorized to sign the aforementioned agreement with Commerce Risk Control Services and adequate funds will be appropriated in the Borough's 2007 insurance expense budget.

Councilman Rubin moved the adoption of the above eight Resolutions on the Consent Agenda, seconded by Councilman Broderick on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

MAYOR'S ADDRESS:

Mayor Ekdahl read his Mayor's Address, which will be on file and in the winter issue of the *Rumson Borough Bulletin*.

SWEARING IN OF EMERGENCY MEDICAL SERVICE CAPTAIN:

The Municipal Clerk/Administrator invited the new Emergency Medical Service Captain for 2007 to come forward.

Mayor Ekdahl administered the oath of office to Emergency Medical Service Captain Jennifer Sapnar for another 1-year term and presented her with her badge of office.

Mayor Ekdahl thanked Jennifer Sapnar for her year of service to the Borough as Emergency Medical Service Captain in 2006 and wished her luck for 2007.

At this time Captain Sapnar thanked the Mayor and Council for their support and thanked and commended the officers and members of the Squad for their dedication.

SWEARING IN OF FIRE COMPANY OFFICERS:

The Municipal Clerk/Administrator invited the new Fire Chief, Assistant Fire Chief and the line officers for 2007 to come forward.

Mayor Ekdahl administered the oath of office to Fire Chief James Fenn and Assistant Fire Chief Joseph Ward and presented the badge of office to each.

Mayor Ekdahl congratulated Fire Chief Fenn and Assistant Fire Chief Ward.

Mayor Ekdahl thanked Fire Chief Ward for his service to the Borough as Fire Chief in 2006 and presented him with the Ex-Chief's badge.

BENEDICTION:

Father Michael Manning delivered the Benediction.

ADJOURNMENT:

On motion by Councilwoman DeVoe, seconded by Councilman Kammerer, the meeting adjourned at 12:42 p.m.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator